HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 13270 of 2007

Dated 09.07.2007

Between:

E.Ananda Raju.

...Petitioner

and

The sub-registrar and another.

...Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 13270 of 2007

O R D E R:

Petitioner presented a document before the first respondent on 20.06.2007 for registration. It was assigned pending No.P/48/07. The petitioner states that the document has neither been registered nor the reasons, for not releasing it, are communicated and he seeks appropriate directions in this regard.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

With a view to alienate an extent of 5,668 square yards of land in T.S.No.597 of Rama Rao Peta, Kakinada, East Godavari District, the petitioner presented a document. He is said to be the Attorney for Convention of Baptists Churches of Northern Circars (CBCNC). The document was assigned a pending Number, but was not released so far.

Learned Government Pleader for Revenue submits that non-release of the document is on account of specific instructions issued by the Government to prevent alienation of the properties belonging to Christian Missionary Institutions.

The circumstances, under which the registration of a document can

be withheld, are enumerated under the newly added provision viz., Section 22-A of the Registration Act. Unless, the present case is attracted by the said provision, the registration of the document cannot be withheld. At any rate, the first respondent is under obligation to communicate the reasons, if any, for not registering the document. The matter cannot be kept pending indefinitely.

For the foregoing reasons, the writ petition is disposed of, directing the first respondent to take necessary steps, either to release the document, after admitting it to registration, if it is otherwise in order, or to communicate the reasons for not registering the document, within a period of ten (10) days from the date of receipt of a copy of this order. There shall be no order as to costs.

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09.07.2007

Note: Issue C.C. in three (3) days.

(B/o)

JSU